IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 25TH JULY 2007 / 3RD SRAVANA 1929

O.P. No. 25661 of 1999(E)

PETITIONER:

M/S. RAM BAHADUR THAKUR LIMITED,
"SIDDHARTH" BUILDING,
2ND MAIN ROAD,
COCHIN - 682 003.
REPRESENTED BY ITS CHIEF EXECUTIVE,
(TAXATION AND FINANCE), MR. D.D. SIGNH.

BY ADV. SRI.JOSEPH KODIANTHARA
SRI.THOMAS VELLAPPALLY

RESPONDENTS:

1. THE STATE LAND BOARD,
TRIVANDRUM.

2. THE TALUK LAND BOARD,
PEERMADE.

3. THE DISTRICT COLLECTOR,
IDUKKI.

4. THE TAHSILDAR,
PEERMADE.

5. THE DEPUTY TAHSILDAR,
PEERMADE.

6. THE VILLAGE OFFICER,
VANDIPERIYAR.

7. THE TALUK SURVEYOR,
PEERMADE.

BY ADV. SMT. DEEPA, GOVERNMENT PLEADER

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 25/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P. NO. 43247/1999 IN O.P. NO. 25661/1999

DISMISSED

21.07.2007 SD/- KURIAN JOSEPH, JUDGE.

**APPENDIX**

PETITIONER'S EXHIBITS:

EXT.P1: TRUE COPY OF ORDER DATED 13.11.1976 OF THE TALUK LAW BOARD, PEERMADE ISSUED TO TRAVANCORE TEA ESTATE.

EXT.P2: TRUE COPY OF ORDER DATED 15.12.1976 PASSED BY THE LAND BOARD.

EXT.P3: TRUE COPY OF PETITION DATED 04.07.1983 FILED BY THE PETITIONER BEFORE THE TALUK LAND BOARD.

EXT.P4: TRUE COPY OF LETTER DATED 25.7.1983 OF THE PETITIONER TO THE TALUK LAND BOARD.

EXT.P5: TRUE COPY OF LETTER DATED 19.11.1984 OF THE PETITIONER TO THE STATE LAND BOARD.

EXT.P6: TRUE COPY OF THE MAHAZAR DATED 11.10.99 SERVED TO THE PETITIONER BY THE TAHSILDAR, PEERMADE.

EXT.P7: TRUE COPY OF INTERIM ORDER DATED 24.1.1981 OF THE FOREST TRIBUNAL IN O.A. NO. 67 OF 1978.

EXT.P8: TRUE COPY OF INTERIM ORDER PASSED BY THE HIGH COURT OF KERALA IN O.P. NO. 22105 OF 1999.

/True Copy/

P.A to Judge.

**KURIAN JOSEPH , J**

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**O.P. NO. 25661 OF 1999**

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**Dated this the 25th day of July, 2007.**

**JUDGMENT**

The writ petition is filed with the following prayers:

i. call for the records relating to Exhibit-P6 mahazar and the order No. C5/13236/86 dated 02.10.1999 referred to therein of the District Collector, Idukki and quash the same by issue of as writ of certiorari or such other appropriate writ, direction or order.

ii. direct the 1st and 2nd respondents to dispose of Exhibits P3 to P5 pending before them by issue of a writ of mandamus or such other writ, direction or order.

2. Though there is an interim order ever since 14.10.1999, there is no counter affidavit yet. The writ petition is hence disposed of directing the 1st and 2nd respondents to consider Exts. P3 to P5 pending before them with notice to the petitioner and pass appropriate orders thereon in accordance with law within a period of four months from the date of production of a copy of this judgment. The interim order passed by this court in C.M.P. No. 43247/1999 will continue till such time.

**KURIAN JOSEPH, JUDGE.**

rv

KURIAN JOSEPH, JUDGE

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O.P. NO. 25661 of 1999

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25th day of July, 2007

JUDGMENT